United States Department of Labor Employees' Compensation Appeals Board

B.P., Appellant)
and) Docket No. 21-1119
U.S. POSTAL SERVICE, GLENVILLE) Issued: August 20, 2021
BRATENAHL POST OFFICE, Cleveland, OH, Employer)
Appearances:	Case Submitted on the Record
Appellant, pro se Office of Solicitor, for the Director	

ORDER DISMISSING APPEAL

Before:
ALEC J. KOROMILAS, Chief Judge
JANICE B. ASKIN, Judge
PATRICIA H. FITZGERALD, Alternate Judge

On July 15, 2021 appellant filed an appeal from an October 23, 2018 decision of the Office of Workers' Compensation Programs (OWCP). The Clerk of the Appellate Boards assigned Docket No. 21-1119.

The Board has duly considered the matter and notes that the Board has jurisdiction to review final adverse decisions of OWCP issued under the Federal Employees' Compensation Act.¹ For final adverse decisions of OWCP issued on or after November 19, 2008, the Board's review authority is limited to appeals which are filed within 180 days from the date of issuance of OWCP's decision.²

The 180th day following the October 23, 2018 decision was April 21, 2019. As appellant did not file an appeal with the Board until July 15, 2021, more than 180 days after the October 23, 2018 OWCP decision, the Board finds that the appeal docketed as No. 21-1119 is untimely filed. The Board is without jurisdiction to review the appeal. Appellant has not offered a reason to

¹ 5 U.S.C. § 8149; 20 C.F.R. §§ 501.2(c) and 501.3(a) (2009).

² *Id.* at § 501.3(e).

explain the failure to timely file an appeal with supporting documentation sufficient to establish compelling circumstances.

The Board's decisions and orders are "final upon the expiration of 30 days from the date of their issuance."

IT IS HEREBY ORDERED THAT the appeal docketed as No. 21-1119 is dismissed.

Issued: August 20, 2021 Washington, DC

Alec J. Koromilas, Chief Judge Employees' Compensation Appeals Board

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Janice B. Askin, Judge Employees' Compensation Appeals Board

Patricia H. Fitzgerald, Alternate Judge Employees' Compensation Appeals Board

³ *Id.* at § 501.6(d).